

PUBLIC CHAPTER NO. 1165

HOUSE BILL NO. 2865

**By Representatives Pinion, Ford, Hardaway, Montgomery, McCord,
Hensley, Yokley, Baird, Dunn, Curtis Johnson, Hawk, Roach,
Armstrong, Tindell, Fincher, Maddox, Bell, Lundberg, Eldridge,
Lollar, Ferguson, Coley, Fitzhugh**

Substituted for: Senate Bill No. 3017

By Senators Tracy, Norris

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 4, relative to special license plates.

WHEREAS, the Tennessee Cave Salamander was named the official state amphibian by Public Chapter 367 of the 99th General Assembly in 1995; and

WHEREAS, the Salamander, striking in appearance, has three red external gills, a flat head and small, undeveloped eyes; and

WHEREAS, the Tennessee Cave Salamander, a troglodytic creature, is often found in, or near, limestone caves containing water; and

WHEREAS, although the Tennessee Cave Salamander's cousins, the Northern Spring Salamander and the West Virginia Spring Salamander, can be found from Quebec to Alabama, our Salamander calls central and southeast Tennessee home; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() National Rifle Association;

SECTION 2. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) An owner or lessee of a motor vehicle who is a resident of the state of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a National Rifle Association new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The application for such license plates shall be accompanied by proof satisfactory to the commissioner certifying the applicant to be a member of the National Rifle Association.

(c) The new specialty earmarked license plates provided for in this section shall contain an appropriate logo and design representative of the National Rifle Association, and shall be designed in consultation with the executive vice president of the National Rifle Association.

(d) The funds produced from the sale of such National Rifle Association new specialty earmarked license plates shall be allocated to the Tennessee Wildlife Federation, a nonprofit 501(c)(3) organization, in accordance with the provisions of § 55-4-215. Such funds shall be used exclusively for scholastic clay target programs.

SECTION 3. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following language as a new appropriately designated section:

Section 55-4-2__.

(a) An owner or lessee of a motor vehicle who is a resident of this state and who is certified as a member in good standing of the Tennessee State Guard, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Tennessee State Guard special purpose license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The application for such plates shall be accompanied by a written statement from the adjutant general or the commanding officer of the Tennessee State Guard certifying the applicant to be a member in good standing of such organization.

(c) The special purpose license plates provided for in this section shall bear the official seal of the Tennessee State Guard and shall bear the language "TENNESSEE STATE GUARD" in an appropriate design. Such plates shall be designed in consultation with the adjutant general and the commanding officer of the Tennessee State Guard.

(d)

(1) Within thirty (30) days of terminating membership in the Tennessee State Guard, a motor vehicle owner or lessee to whom a license plate has been issued pursuant to this section shall surrender such plate to the county clerk of the county of the applicant's residence.

(2) The adjutant general or the commanding officer of the Tennessee State Guard shall provide biannually to the department the names and addresses of all persons whose membership in the Tennessee State Guard has been terminated during such period, together with such other identifying information as the commissioner may require.

SECTION 4. Tennessee Code Annotated, Section 55-4-202(c)(1), is amended by adding the following language as a new appropriately designated subdivision:

() Tennessee State Guard;

SECTION 5. Tennessee Code Annotated, Section 55-4-203(a)(4), is amended by adding the following language as a new appropriately designated subdivision:

() Tennessee State Guard -- regular fee applicable to the vehicle and a fee proportionately equal to the cost of actually designing and manufacturing such plates to ensure that the issuance of such plates is revenue neutral; provided, that such fee shall only be applicable upon initial issuance or re-issuance of the plates provided for in this section and shall not be applicable at the time of renewal.

SECTION 6. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following language as a new appropriately designated section:

Section 55-4-2__.

(a) An owner or lessee of a motor vehicle who is a resident of this state and who is certified as a member in good standing of the United States Coast Guard Auxiliary, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a United States Coast Guard Auxiliary special purpose license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The application for such plates shall be accompanied by a written statement from the commanding officer of the United States Coast Guard Auxiliary certifying the applicant to be a member in good standing of such organization.

(c) The special purpose license plates provided for in this section shall bear the official seal of the United States Coast Guard Auxiliary and shall bear the language "U.S. COAST GUARD AUXILIARY" in an appropriate design. Such plates shall be designed in consultation with the commanding officer of the United States Coast Guard Auxiliary.

(d)

(1) Within thirty (30) days of terminating membership in the United States Coast Guard Auxiliary, a motor vehicle owner or lessee to whom a license plate has been issued pursuant to this section shall surrender such plate to the county clerk of the county of the applicant's residence.

(2) The commanding officer of the United States Coast Guard Auxiliary shall provide biannually to the department the names and addresses of all persons whose membership in the United States Coast Guard Auxiliary has been terminated during such period, together with such other identifying information as the commissioner may require.

SECTION 7. Tennessee Code Annotated, Section 55-4-202(c)(1), is amended by adding the following language as a new appropriately designated subdivision:

() United States Coast Guard Auxiliary;

SECTION 8. Tennessee Code Annotated, Section 55-4-203(a)(4), is amended by adding the following language as a new appropriately designated subdivision:

() United States Coast Guard Auxiliary -- regular fee applicable to the vehicle and a fee proportionately equal to the cost of actually designing and manufacturing such plates to ensure that the issuance of such plates is revenue neutral; provided, that such fee shall only be applicable upon initial issuance or re-issuance of the plates provided for in this section and shall not be applicable at the time of renewal.

SECTION 9. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Share the Road;

SECTION 10. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) Owners or lessees of motor vehicles who are residents of the state of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Share the Road new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The purpose of Share the Road new specialty earmarked license plates is to raise public awareness about bicyclists and their rights on the road and traffic safety involving motorists and bicyclists.

(c) The new specialty earmarked plates provided for in this section shall contain an appropriate logo or design. Such plates shall be designed in consultation with the Jeff Roth Cycling Foundation.

(d) The funds produced from the sale of Share the Road new specialty earmarked license plates shall be allocated to the Jeff Roth Cycling Foundation in accordance with the provisions of § 55-4-215.

SECTION 11. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Appalachian Trail;

SECTION 12. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section 55-4-2__

(a) An owner or lessee of a motor vehicle who is a resident of this state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued an Appalachian Trail new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked plates provided for in this section shall be designed in consultation with the Appalachian Trail Conservancy.

(c) The funds produced from the sale of Appalachian Trail new specialty earmarked license plates shall be allocated to the Appalachian Trail Conservancy in accordance with the provisions of § 55-4-215. Notwithstanding the provisions of § 55-4-201(j) to the contrary, such funds shall be used exclusively to support and assist the management of programs and activities for the Appalachian Trail which lies either in Tennessee or near the Tennessee-North Carolina border.

SECTION 13. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Autism Awareness;

SECTION 14. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) Owners or lessees of motor vehicles who are residents of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued an Autism Awareness new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall bear a logo or other appropriate emblem designed to raise public awareness about Autism. Such plates shall be designed in consultation with the Autism Society of America, East Tennessee Chapter.

(c) In accordance with the provisions of § 55-4-215, funds produced from the sale of Autism Awareness new specialty earmarked license plates shall be allocated to the department of mental health and developmental disabilities to be distributed by the department to nonprofit organizations exempted from the payment of federal income taxes under 26 U.S.C. § 501(c)(3) of the Internal Revenue Code that serve individuals with autism. The department shall distribute such funds, as practicable as possible, equally to organizations serving children with autism and to organizations serving adults with autism. Such funds shall be used exclusively to educate, advocate, and raise public awareness about autism in Tennessee.

(d) The provisions of § 55-4-201(f) shall not apply to this section.

SECTION 15. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Tennessee Urban Forestry Council;

SECTION 16. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section ____.

(a) Owners or lessees of motor vehicles who are residents of the state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Tennessee Urban Forestry Council new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be designed in consultation with the Tennessee Urban Forestry Council.

(c) The funds produced from the sale of such Tennessee Urban Forestry Council new specialty earmarked license plates

shall be allocated to the Tennessee Urban Forestry Council in accordance with § 55-4-215. Such funds shall be used exclusively to promote public awareness, understanding and efforts to improve Tennessee's urban forests.

SECTION 17. Notwithstanding the time limitations of § 55-4-201(h)(1), the "Trout Unlimited" new specialty earmarked license plates, authorized for issuance pursuant to § 55-4-255, shall have until July 1, 2009, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

SECTION 18. Tennessee Code Annotated, Section 55-4-248, is amended by deleting subsection (d) in its entirety and by substituting instead the following language:

(d)

(1) Subject to the requirements of § 55-4-201, the commissioner is authorized, and shall issue, a registration plate to an owner or lessee of a motorcycle who is otherwise eligible for a Masons new specialty earmarked license plate; provided, however, that such owner or lessee shall comply with the state motor vehicle laws relating to registration and licensing of motorcycles; and pay the regular fee applicable to motorcycles, and the applicable fee specified in § 55-4-203, prior to the issuance of any such plate.

(2) The motorcycle plates authorized by this section shall be substantially the same in design and configuration, allowing for variations due to size restrictions, as the regular motor vehicle registration plates authorized by § 55-4-202(c)(7)(MM), as applicable.

(e) Funds produced from the sale of the Masons new specialty earmarked license plates shall be allocated to the Masonic Widows' and Orphans' Home of Tennessee Fund in accordance with the provisions of § 55-4-215.

SECTION 19. Notwithstanding the time limitations of § 55-4-201(h)(1), the 101st Airborne Division (Air Assault) new specialty earmarked license plates authorized for issuance pursuant to § 55-4-297 shall have one (1) year from the effective date of this act or until July 1, 2009, whichever is later, to meet applicable initial issuance requirements of § 55-4-201(h)(1).

SECTION 20. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Appalachian Bear Rescue;

SECTION 21. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) Owners or lessees of motor vehicles who are residents of the state of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued an Appalachian Bear Rescue new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain the official Appalachian Bear Rescue logo or other appropriate design representative of the organization and shall be designed in consultation with representatives of Appalachian Bear Rescue.

(c) In accordance with § 55-4-215, the funds produced from the sale of Appalachian Bear Rescue new specialty earmarked license plates shall be allocated to Appalachian Bear Rescue to further the organization's mission and programs in Tennessee.

SECTION 22. Tennessee Code Annotated, Section 55-4-202(c)(4)(G), is amended by deleting such subdivision in its entirety and by substituting instead the following language:

(G) Gold Star Family; and

SECTION 23. Tennessee Code Annotated, Section 55-4-203(b)(7), is amended by deleting such subdivision in its entirety and by substituting instead the following language:

(7) Gold Star Family; and

SECTION 24. Tennessee Code Annotated, Section 55-4-288, is amended by deleting such section in its entirety and by substituting instead the following language:

(a) The department, or any other department or agency of the state having jurisdiction, shall provide and issue, free of charge, to each eligible person in the state whose spouse, parent, sibling, or child served and died in the line of duty in the armed forces of the United States or its allies, or died as a result of injuries sustained in such service, upon presentation of proper application, a "Gold Star Family" memorial registration plate for no more than one (1) motor vehicle or motor home; provided, that such vehicle or motor home is registered or leased for private use in the name of any one (1) recipient. For purposes of this section, "private use" vehicle means any motor vehicle authorized by § 55-4-210(c), or motor home that is not used for hire or for any other commercial purpose.

(b) The "Gold Star Family" plate provided for in this section shall include an identification legend distinctive to Gold Star Families. The legend shall read "Gold Star Family". The registration number of the plate

shall include the letters "GS" and a unique identifying number. The plates shall be designed in consultation with the department of veterans affairs.

(c) Eligibility for "Gold Star Family" plates shall be determined by the department by consulting appropriate documentation from the department of veterans affairs.

(d) Additional license plates may be obtained by any eligible person upon payment of the regular license fee for plates, as prescribed under § 55-4-111, plus the payment of a fee equal to the cost of actually producing the plate.

(e) Nothing in this act shall be construed as prohibiting the legal display of a "Gold Star Mothers" memorial license plate issued or renewed prior to the effective date of this act as evidence of registration, or the renewal of any such plate for such purpose.

SECTION 25. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Mitochondrial Disorder;

SECTION 26. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) Owners or lessees of motor vehicles who are residents of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Mitochondrial Disorder new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be designed in consultation with an ambassador of the Mitochondrial Disease Association for Tennessee.

(c) In accordance with § 55-4-215, the funds produced from the sale of such new specialty earmarked license plates shall be allocated to the Mitochondrial Disease Association for Tennessee. The funds shall be used to exclusively operate the organization's programs and activities in Tennessee.

SECTION 27. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Mothers Against Methamphetamine (MAMA);

SECTION 28. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) Owners or lessees of motor vehicles who are residents of the state of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Mothers Against Methamphetamine (MAMA) new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The purpose of Mothers Against Methamphetamine (MAMA) new specialty earmarked license plates is to raise public awareness about the dangers inherent in methamphetamine use and available drug education and rehabilitation resources.

(c) The new specialty earmarked plates provided for in this section shall contain a suitable logo or design and shall include the phrase "Mothers Against Methamphetamine" or "MAMA," as appropriate. Such plates shall be designed in consultation with Mothers Against Methamphetamine (MAMA).

(d) In accordance with the provisions of § 55-4-215, the funds produced from the sale of Mothers Against Methamphetamine (MAMA) new specialty earmarked license plates shall be allocated to Mothers Against Methamphetamine (MAMA) to further the organization's mission and programs in Tennessee.

SECTION 29. Tennessee Code Annotated, Section 55-4-292, is amended by deleting such section in its entirety and by substituting instead the following:

Section 55-4-292.

(a) A distinctive license plate is authorized for any woman who is a veteran, if such woman is currently a resident of Tennessee and is otherwise qualified to register and license a motor vehicle pursuant to this title.

(b) The registration plates shall bear the legend Tennessee Woman Veteran.

(c) The registration plate shall be issued upon payment of the regular registration fee pursuant to this chapter and the additional fee prescribed by Section 55-4-203(c)(1), and submission of information in accordance with subsection (d).

(d) For issuance of a license plate pursuant to this section, all applications shall contain information that the commissioner requires proving the eligibility of the applicant as a woman who received an honorable discharge as a member of the armed services as defined in Section 49-4-928.

SECTION 30. Tennessee Code Annotated, Section 55-4-202(c)(5)(H), is amended by deleting subdivision (xvi) in its entirety and by substituting instead the following language:

(xvi) Tennessee Woman Veteran, pursuant to § 55-4-292;

SECTION 31. Tennessee Code Annotated, Section 55-4-203(c)(1), is amended by deleting subdivision (P) in its entirety and by substituting instead the following language:

(P) Tennessee Woman Veteran, pursuant to § 55-4-292.

SECTION 32. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Veterans of Foreign Wars (VFW);

SECTION 33. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section 55-4-2_.

(a) An owner or lessee of a motor vehicle who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided in § 55-4-203, shall be issued a Veterans of Foreign Wars (VFW) new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain the official logo of the Veterans of Foreign Wars of the United States or other appropriate design representative of the organization and shall be designed in consultation with the department of Tennessee Veterans of Foreign Wars of the United States.

(c) The funds produced from the sale of Veterans of Foreign Wars (VFW) new specialty earmarked license plates shall be allocated to the department of Tennessee Veterans of Foreign Wars of the United States in accordance with § 55-4-215. Such funds shall be used by the department to assist in the funding of the Voice of Democracy and Patriots Pin scholarship programs and the National Citizenship Education Teachers' Award to promote citizenship through education in Tennessee.

SECTION 34. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Military family assistance;

SECTION 35. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section 55-4-2__.

(a) An owner or lessee of a motor vehicle who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided in § 55-4-203, shall be issued a military family assistance new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be of an appropriate design and shall be designed in consultation with the board of the military assistance trust fund.

(c) In accordance with § 55-4-215, the funds produced from the sale of military family assistance new specialty earmarked license plates shall be allocated to the military family assistance trust fund created pursuant to title 58, chapter 1, part 7. Such funds shall be used in accordance with § 58-1-705.

SECTION 36. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Tennessee Association of Realtors;

SECTION 37. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section __.

(a) Owners or lessees of motor vehicles who are residents of the state, who are certified members of the national association of realtors, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Tennessee Association of Realtors new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain an appropriate logo and be designed in consultation with the Tennessee Association of Realtors.

(c) The funds produced from the sale of such Tennessee Association of Realtors new specialty earmarked license plates shall be allocated to the Tennessee Real Estate Educational

Foundation in accordance with § 55-4-215. Such funds shall be used exclusively to promote consumer protection through the education of real estate professionals in Tennessee.

(d) Notwithstanding any provision of title 55, chapter 4, part 1, to the contrary, motor vehicles which are registered with Tennessee Association of Realtors new specialty earmarked license plates shall be deemed not to be commercial vehicles.

SECTION 38. Tennessee Code Annotated, Section 55-4-105(e), is amended by deleting subdivision (2) in its entirety and by substituting instead the following language:

(2) For the purposes of this subsection (e), "commercial vehicle" means any vehicle which is operated in the furtherance of any commercial enterprise; provided, that vehicles registered with Tennessee Association of Realtors new specialty earmarked license plates shall be deemed not to be commercial vehicles.

SECTION 39. Notwithstanding the time limitations of § 55-4-201(h)(1), the sandhill crane new specialty earmarked license plates authorized for issuance pursuant to § 55-4-303, shall have one (1) year from the effective date of this act or until July 1, 2009, whichever is later, to meet applicable initial issuance requirements of § 55-4-201(h)(1).

SECTION 40. Notwithstanding § 55-4-201(h)(1), the Civil War Preservation new specialty earmarked license plates authorized for issuance pursuant to § 55-4-293 shall have one (1) year from the effective date of this act or until July 1, 2009, whichever is later, to meet applicable initial issuance requirements of § 55-4-201(h)(1).

SECTION 41. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

(_) Tennessee Performing Arts Center (TPAC);

SECTION 42. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section ____.

(a) Owners or lessees of motor vehicles who are residents of the state, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Tennessee Performing Arts Center (TPAC) new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain an appropriate logo and be

designed in consultation with the Tennessee Performing Arts Center Management Corporation Board of Directors.

(c) The funds produced from the sale of such Tennessee Performing Arts Center (TPAC) new specialty earmarked license plates shall be allocated to the Tennessee Performing Arts Center in accordance with § 55-4-215. Such funds shall be used exclusively for TPAC education programs in Tennessee.

SECTION 43. Tennessee Code Annotated, Section 55-4-202(c), is amended by deleting the word "and" at the end of subdivision (1)(H); by deleting the semicolon at the end of subdivision (1)(I) and by substituting instead the language; "and" and by adding the following language as a new subdivision thereto:

(J) On-call surgical personnel;

SECTION 44. Tennessee Code Annotated, Section 55-4-203(a), is amended by adding the following language as a new, appropriately designated item to subdivision (4):

(F) On-call surgical personnel – regular fee applicable to the vehicle and as provided for in § 55-4-222(i).

SECTION 45. Tennessee Code Annotated, Section 55-4-222(a), is amended by deleting the language "§ 55-4-202(c)(1)(B)-(I)" in its entirety and by substituting instead the language "§ 55-4-202(c)(1)(B)-(J)".

SECTION 46. Tennessee Code Annotated, Section 55-4-222, is amended by adding the following as a new, appropriately designed subsection:

(i) Notwithstanding any provision of this section to the contrary, an owner or lessee of a motor vehicle who is a resident of the state of Tennessee and who is on-call surgical personnel, licensed or certified under title 63 or as a surgical technologist under title 68, chapter 57, serving in a hospital, emergency room or surgical department who submits a statement or certification from such hospital, emergency room or surgical department confirming that the applicant is on-call surgical personnel, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and a fee equal to the cost of producing such plate, provided that the issuance of such plates shall be revenue neutral, shall be issued an emergency registration plate and shall be eligible to renew such registration plate.

SECTION 47. Tennessee Code Annotated, Section 55-4-239, is amended by adding the following language as a new subsection:

(f) Additional such license plates may be obtained by any person entitled to receive the holders of the Purple Heart registration plate upon payment of the regular license fee for plates, as prescribed under § 55-4-

111, plus the payment of a fee equal to the cost of actually producing the plate.

SECTION 48. Tennessee Code Annotated, Section 55-4-202(c)(5)(C), is amended by adding a new subdivision thereto, as follows:

(viii) Bryan College;

SECTION 49. The provisions of § 55-4-201(f) shall not apply to the preceding section.

SECTION 50. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Tennessee Emergency Medical Services Education Association (TEMSA);

SECTION 51. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

§55-4-2__

(a) An owner or lessee of a motor vehicle who is a resident of this state and who is an emergency medical services professional authorized by subsection (b), upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in §55-4-203, shall be issued a Tennessee Emergency Medical Services Education Association (TEMSA) new specialty earmarked license plate for a motor vehicle authorized by §55-4-210(c).

(b)

(1) The new specialty earmarked plates provided for in this section shall only be issued to the following health care and emergency medical services professionals who hold current licensure from the department of health or its division of emergency medical services, as applicable:

(A) First responder;

(B) Emergency medical technician - basic;

(C) Emergency medical technician - intravenous therapy;

(D) Emergency medical technician - paramedic;

(E) Registered nurse;

(F) Nurse practitioner;

(G) Physician/medical doctor;

(H) Doctor of osteopathy;

(I) Physician assistant;

(J) Respiratory therapist; or

(K) Law enforcement, fire, or military personnel who currently hold one (1) or more of the licensures enumerated in this subsection.

(2) A person applying for a Tennessee Emergency Medical Services Education Association (TEMSA) new specialty earmarked license plate shall submit proof satisfactory to the department of the applicant's current licensure in one (1) or more of the health care or emergency medical services specialties enumerated in subdivision (b)(1). In consultation with the department of health, the department of revenue shall establish standards for the information and documentation necessary to constitute satisfactory proof of an applicant's current licensure in one (1) or more of such health care or emergency medical services specialties.

(c) The purpose of the new specialty earmarked plates provided for in this section is to honor the thousands of dedicated health care professionals working in emergency medical services who place their own lives on the line each day in service to their fellow human beings, while also financially supporting education, continuing education, and in-service training programs for emergency medical services providers and students.

(d) The new specialty earmarked plates provided for in this section shall be designed in consultation with the board of directors of the Tennessee Emergency Medical Services Education Association (TEMSA).

(e) The funds produced from the sale of Tennessee Emergency Medical Services Education Association (TEMSA) new specialty earmarked license plates shall be allocated to the Tennessee Emergency Medical Services Education Association (TEMSA) in accordance with the provisions of §55-4-215. Such funds shall be used exclusively to:

(1) Defray the costs incurred by emergency medical services providers, educators and students in

attending conferences, in-service training, and other education or continuing education programs relative to their specialties or to maintain their licensure;

(2) Fund academic achievement awards and scholarships for Tennessee students enrolled in emergency medical technician (EMT) and EMT-paramedic training programs; and

(3) Purchase emergency medical services equipment and supplies for donation to:

(A) EMT and EMT-paramedic training programs accredited by the department of health; and

(B) Ambulance services licensed by the state of Tennessee that are responsible for primary 911 emergency response in their respective areas.

(f) The provisions of § 55-4-201(f) shall not apply to the license plates authorized by this section.

(g) Notwithstanding the time limitations in § 55-4-201(h)(1), license plates provided for in this section shall be granted until July 1, 2010, to meet initial minimum issuance requirements.

SECTION 52. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Ford Foundation;

SECTION 53. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) Owners or lessees of motor vehicles who are residents of the State of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Ford Foundation new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be designed in consultation with a representative of the Ford Foundation from Tennessee.

(c) The funds produced from the sale of such new specialty earmarked license plates shall be distributed pursuant to § 55-4-215, in equal amounts, to the Monroe Carell Jr. Children's Hospital at Vanderbilt, St. Jude's Children's Research Hospital, East Tennessee Children's

Hospital, Make-A-Wish Foundation of East Tennessee, Make-A-Wish Foundation of Middle Tennessee and Make-A-Wish Foundation of the Mid-South, to be used exclusively for assisting and advancing the special needs of critically ill children in Tennessee.

SECTION 54. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Tennessee Councils of the Boy Scouts of America;

SECTION 55. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) Owners or lessees of motor vehicles who are residents of the state of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Tennessee Councils of the Boy Scouts of America new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked plates provided for in this section shall contain the official logo or other design representative of the Boy Scouts of America. Such plates shall be designed in consultation with the Tennessee Councils of the Boy Scouts of America.

(c)

(1) The funds produced from the sale of such Tennessee Councils of the Boy Scouts of America new specialty earmarked license plates shall be allocated in accordance with the provisions of § 55-4-215; provided, however, that the funds allocated pursuant to § 55-4-215(a)(1) shall be distributed to each of the six (6) Tennessee Councils of the Boy Scouts of America in proportion to the number of such license plates sold in the counties which comprise each such Council, such Councils being currently known as Cherokee Area Council, Chattanooga; Chickasaw Council, Memphis; Great Smoky Mountain Council, Knoxville; Middle Tennessee Council, Nashville; Sequoyah Council, Johnson City; and West Tennessee Council, Jackson. Such funds shall be used exclusively to fund and support scouting programs and activities.

(2) Prior to initial issuance of new specialty earmarked license plates authorized by this section, each Council of the Tennessee Councils of the Boy Scouts of America shall notify the department of each county comprising such Council.

(d) The provisions of § 55-4-201(f) shall not apply to the new specialty license plates authorized by this section.

SECTION 56. Notwithstanding § 55-4-201(h)(1), the Nashville Predators new specialty earmarked license plates authorized for issuance pursuant to § 55-4-291 shall have one (1) year from the effective date of this act or until July 1, 2009, whichever is later, to meet applicable initial issuance requirements of § 55-4-201(h)(1).

SECTION 57. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Appalachian quilt trail;

SECTION 58. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section 55-4-2__.

(a) An owner or lessee of a motor vehicle who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided in § 55-4-203, shall be issued an Appalachian quilt trail new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall be of an appropriate design and shall be designed in consultation with representatives of the Clinch-Powell resource conservation and development council and the Appalachian quilt trail development initiative.

(c) In accordance with § 55-4-215, the funds produced from the sale of Appalachian quilt trail new specialty earmarked license plates shall be allocated to the Clinch-Powell resource conservation and development council to be used exclusively in support of the Appalachian quilt trail development initiative.

SECTION 59. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Tennessee wildlife federation non-game and education programs;

SECTION 60. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

Section 55-4-2__.

(a) An owner or lessee of a motor vehicle who is a resident of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee

provided in § 55-4-203, shall be issued a Tennessee wildlife federation non-game and education programs new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain the official Tennessee wildlife federation logo or other appropriate design representative of the organization and shall be designed in consultation with the board of directors of the Tennessee wildlife federation.

(c) The funds produced from the sale of Tennessee wildlife federation non-game and education programs new specialty earmarked license plates shall be allocated to the Tennessee wildlife federation in accordance with § 55-4-215. Such funds shall be used by the Tennessee wildlife federation exclusively in Tennessee to further the organization's mission to conserve, protect, and restore Tennessee's wildlife and natural resources.

SECTION 61. Notwithstanding the time limitations of § 55-4-201(h)(1), the "Historic Franklin" new specialty earmarked license plates, authorized for issuance pursuant to § 55-4-294, shall have until July 1, 2009, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

SECTION 62. Tennessee Code Annotated, Section 55-4-202(c)(7), is amended by adding the following as a new, appropriately designated subdivision:

() Shriners;

SECTION 63. Tennessee Code Annotated, Title 55, Chapter 4, Part 2, is amended by adding the following as a new, appropriately designated section:

(a) Owners or lessees of motor vehicles who are residents of Tennessee, upon complying with state motor vehicle laws relating to registration and licensing of motor vehicles and paying the regular fee applicable to the motor vehicle and the fee provided for in § 55-4-203, shall be issued a Shriners new specialty earmarked license plate for a motor vehicle authorized by § 55-4-210(c).

(b) The new specialty earmarked license plates provided for in this section shall contain a logo or other design representative of the Shriners of North America international fraternity. Such plates shall be designed in consultation with a representative of the Shriners of Tennessee.

(c) Funds produced from the sale of Shriners new specialty earmarked license plates shall be allocated to the Shriners Hospitals for Children in accordance with the provisions of § 55-4-215. Such funds shall be utilized by the Shriners Hospitals for Children, a network of pediatric specialty hospitals, to further the organization's mission of

providing excellent orthopaedic, burn and spinal cord injury care to children under the age of eighteen (18) absolutely free of charge.

(d) Section 55-4-201(f) shall not apply to the Shriner plates authorized by this section.

SECTION 64. Notwithstanding the time limitations of § 55-4-201(h)(1), the "National Association for Stock Car Auto Racing, Inc. (NASCAR)" new specialty earmarked license plates, authorized for issuance pursuant to § 55-4-305, shall have until July 1, 2009, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

SECTION 65. Sections 17, 19, 39, 40, 56 and 61 of this act shall take effect upon becoming a law, the public welfare requiring it. All remaining sections shall take effect July 1, 2008, the public welfare requiring it.

PASSED: May 21, 2008


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


RON RAMSEY, SPEAKER
SENATE OF THE SENATE

APPROVED this day of 2008

PHIL BREDESEN, GOVERNOR

Pursuant to Article III, Section 18, of the Constitution of the State of Tennessee, the Governor had House Bill No. 2865 in his possession longer than ten (10) days; therefore, the bill becomes law without the Governor's signature.